
By: **Senator Kasemeyer**

Introduced and read first time: February 13, 2003

Assigned to: Rules

A BILL ENTITLED

1 AN ACT concerning

2 **Vehicle Laws - License Restriction for a Minor - Passenger Restriction**

3 FOR the purpose of requiring the Motor Vehicle Administration to impose a certain
4 restriction on the original driver's license of a minor that prohibits the minor
5 from transporting more than one passenger under a certain age; exempting
6 certain passengers from the provisions of this Act; authorizing a police officer to
7 enforce this Act only as a secondary violation; providing that a violation of this
8 Act is a moving violation for the purpose of awarding points against a driver's
9 license; and generally relating to a restriction on the original driver's license of
10 a minor.

11 BY renumbering

12 Article - Transportation
13 Section 16-113(h), (i), and (j), respectively
14 to be Section 16-113(i), (j), and (k), respectively
15 Annotated Code of Maryland
16 (2002 Replacement Volume)

17 BY repealing and reenacting, without amendments,

18 Article - Transportation
19 Section 16-113(a)
20 Annotated Code of Maryland
21 (2002 Replacement Volume)

22 BY adding to

23 Article - Transportation
24 Section 16-113(h)
25 Annotated Code of Maryland
26 (2002 Replacement Volume)

27 SECTION 1. BE IT ENACTED BY THE GENERAL ASSEMBLY OF
28 MARYLAND, That Section(s) 16-113(h), (i), and (j), respectively, of Article -

1 Transportation of the Annotated Code of Maryland be renumbered to be Section(s)
2 16-113(i), (j), and (k), respectively.

3 SECTION 2. AND BE IT FURTHER ENACTED, That the Laws of Maryland
4 read as follows:

5 **Article - Transportation**

6 16-113.

7 (a) (1) In addition to the vision and other restrictions provided for in this
8 subtitle, when it issues a driver's license, the Administration for good cause may
9 impose on the licensee:

10 (i) Any restrictions suitable to the licensee's driving ability with
11 respect to the type of special mechanical control devices required on motor vehicles
12 that the licensee may drive;

13 (ii) An alcohol restriction which prohibits the licensee from driving
14 or attempting to drive a motor vehicle while having alcohol in the licensee's blood; and

15 (iii) Any other restrictions applicable to the licensee that the
16 Administration determines appropriate to assure the safe driving of a motor vehicle
17 by the licensee.

18 (2) An alcohol restriction that prohibits the licensee from driving or
19 attempting to drive a motor vehicle while having alcohol in the licensee's blood may,
20 as described in subsections (b) and (g) of this section, include a restriction that
21 prohibits the licensee from driving or attempting to drive a motor vehicle unless the
22 licensee is a participant in the Ignition Interlock System Program established under
23 § 16-404.1 of this title.

24 (H) (1) (I) EXCEPT AS PROVIDED IN SUBPARAGRAPH (II) OF THIS
25 PARAGRAPH, THE ADMINISTRATION SHALL IMPOSE ON EACH LICENSEE UNDER THE
26 AGE OF 18 YEARS A RESTRICTION THAT PROHIBITS THE LICENSEE FROM DRIVING A
27 MOTOR VEHICLE WITH MORE THAN ONE PASSENGER UNDER THE AGE OF 21 YEARS.

28 (II) THE RESTRICTION IMPOSED UNDER SUBPARAGRAPH (I) OF
29 THIS PARAGRAPH DOES NOT APPLY TO A PASSENGER WHO IS A SPOUSE, DAUGHTER,
30 SON, STEPDAUGHTER, STEPSON, SISTER, BROTHER, STEPSISTER, OR STEPBROTHER
31 OF THE LICENSEE.

32 (2) A POLICE OFFICER MAY ENFORCE THE PROVISIONS OF THIS
33 SUBSECTION ONLY AS A SECONDARY ACTION WHEN THE POLICE OFFICER DETAINS A
34 DRIVER FOR A SUSPECTED VIOLATION OF ANOTHER PROVISION OF THE CODE.

35 (3) A VIOLATION OF THIS SUBSECTION IS A MOVING VIOLATION FOR THE
36 PURPOSES OF § 16-402 OF THIS TITLE.

1 SECTION 3. AND BE IT FURTHER ENACTED, That this Act shall take effect
2 October 1, 2003.